

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES JANNUZZIO, *et. al.*

Plaintiffs

v.

PETER C. DANBY, *et. al.*

Defendants

Civil Action No. 2:22-CV-1189

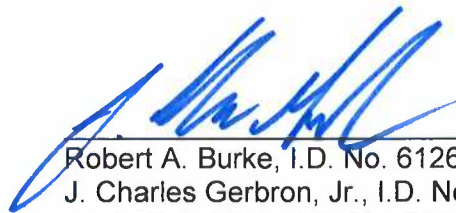
JURY TRIAL DEMANDED

**DEFENDANTS' MOTION TO DISMISS  
PLAINTIFFS' AMENDED COMPLAINT PURSUANT TO FED. R. CIV. P. 12(b)(6) & 23.1**

Defendants, Peter C. Danby, Lixing Huang, SRILX Products, LLC, Iron Gate Hardware, LLC, SR Leasing, LLC, Tandem Hosted Resources, LLC, Tandem Hosted Resources, Inc., SRILX Partners, LLC, and GV Partners, LLC ("Defendants"), hereby move this Honorable Court to dismiss Plaintiffs' Amended Complaint pursuant to Fed. R. Civ. P. 12(b)(6) for failure to state a claim and Fed. R. Civ. P. 23.1 for want of standing to pursue the derivative claims in the Amended Complaint. The reasons why this Court should grant Defendants' Motion are set forth in the accompanying Memorandum of Law, which is incorporated herein as if set forth at length.

**MacELREE HARVEY, LTD.**

Date: May 19, 2022



Robert A. Burke, I.D. No. 61268  
J. Charles Gerbron, Jr., I.D. No. 2083265  
Lindsay A. Dunn, I.D. No. 203051  
MacElree Harvey, Ltd.  
17 W. Miner Street, P.O. Box 660  
West Chester, PA 19381-0660  
Phone: 610-436-0100  
Fax: 610-430-8245